



Genuine
Attorney General
STATE CAPITOL
Phoenix, Arizona 85007

Robert R. Corbin

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February 4, 1980

INTERAGENCY
Donald O'Dean, CFE
Chief Examiner
Department of Insurance
1601 West Jefferson
Phoenix, AZ 85007

Re: I80-012 (R79-338)

Dear Mr. O'Dean:

You have asked whether A.R.S. § 9-951.01, enacted by Ch. 224, Laws 1979, in any way changes our opinion, Ariz.Att'yGen. Op. No. 79-41.

A.R.S. § 9-951.01 provides: "As used in this article, 'voluntary fire company' includes 'volunteer fire district'."

In our prior opinion we said that only those "volunteer fire companies" which are actively operating and employing potential beneficiaries are entitled to receive a portion of the Firemen's Relief and Pension Fund distribution. Our prior opinion relied upon the substantive features of a volunteer fire company or district in order to determine eligibility for a distribution. The definitional change made in Ch. 224 does not alter what we heretofore said.

Sincerely,

Bob Corbin

BOB CORBIN
Attorney General

BC/mm